

# Exhibit 4



**KOBAYASHI  
SUGITA &  
GODA**

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\* A Law Corporation

Client: 0004579  
Matter: 0001000  
Date: 07/05/2002  
Invoice #: 208793  
Attorney: Smith, Lex R

Current Fees	\$20,106.00
Current Tax	836.41
Current Costs	11,711.47
Prior Account Balance	0.00
<b>Total Balance Due</b>	<b>\$32,653.88</b>

FLEMING COMPANIES, INC.  
91-315 HANUA STREET  
KAPOLEI, HI 96707Attention: **MR. BRIAN CHRISTENSEN**

Return this top portion with your payment

FLEMING COMPANIES, INC.

Re: WAYNE BERRY

For Professional Services Rendered and Costs Advanced through 06/30/2002

Date: 07/05/2002

Invoice #: 208793

PROFESSIONAL SERVICESHours

Services provided by:	Teranishi, Ann C	
06/03/02	Review complaint and Stussi's deposition transcript	3.80
SUBTOTAL for:	Teranishi, Ann C	3.80

Services provided by:	Smith, Lex R	
05/02/02	Work on motion for summary judgment	6.00
05/03/02	Work on legal memorandum regarding scope of license	3.75
05/07/02	Deposition preparation for Wayne Berry	5.00
05/08/02	Review new correspondence regarding discovery disputes and prepare responses	3.50
05/09/02	Meeting with Hogan and Ichida regarding settlement; work on discovery motions	3.50
05/10/02	Review new correspondence from 9th Circuit	0.50